IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1614

JOSEPH ALEXANDER LASKY

Examiner: Timothy P. Thomas

APPLICATION NO: 10/532,297

FILED: AUGUST 24, 2005

FOR: USE OF N-{5-[4-(4-METHYLPIPERAZIOMETHYL)-

BENZOYLAMIDO]-2-METHYLPHENYL}-4-(3-PYRIDYL)-2-PYRIDINE-AMINE FOR THE TREATMENT OF PULMONARY

HYPERTENSION

Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated January 12, 2009 finally rejecting claims 2,5,7 and 10.

\boxtimes	Please charge Deposit Account No. 19-0134 in the name of Novartis in the amount of
	\$540 for payment of the appeal fee. An additional copy of this paper is here enclosed.
	The Commissioner is hereby authorized to charge any additional fees which may be
	required, or credit any overpayment, to Account No. 19-0134 in the name of Novartis.

The appeal fee was paid in a previous appeal herein. The examiner re-opened prosecution prior to any decision by the Board of Patent Appeals and Interferences. No fee is now due.

Enclosed is a Petition for Extension of Time.

Respectfully submitted,

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Date: May 12, 2009

George R. Dohmann Attorney for Applicant Reg. No. 33,593